"Express Mail" mailing label no. <u>EE881768795US</u> I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Jeffrey Pearce

Person mailing paper or fee



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## TRANSMITTAL LETTER FOR NEW APPLICATION

Transmitted herewith for filing is a new U.S. Patent Application

Inventor(s): Ole AGESEN

Prediction Mechanism for Subroutine Returns in Binary Translation

**Sub-Systems of Computers** 

Small Entity: YES

#### Enclosed are:

- Declaration and Power of Attorney. [X] [X] signed []unsigned
- Application, including 1 p. Title page, 41 pp. Specification, 6 pp. Claims, and 1p. Abstract [X] [X]
- \_3 sheet(s) of drawings
- Assignment and Assignment Recordation Form Cover Sheet [X]
- Information Disclosure Statement, PTO Form 1449, and copies of \_\_\_references [] [X]
- Request and Certification Under 35 U.S.C. 122(b)(2)(B)(i) (Non-publication request)
- Self-addressed receipt confirmation postcard [X]

### Filing Fee Calculation -- SMALL ENTITY

	Number Filed		Number Extra	Rate	T
Basic Filing Fee (37 CFR	1.16(a))	L	Trambel Extra	Rate	Fee
Total Claims		\$375.0			\$375.00
Independent Claims	16	-20	0	\$9.00	\$0.00
macpendent Claims	3	-3	0	\$42.00	\$0.00
TOTAL FILING FEE					
					\$375.00

#### **Method of Payment**

Please charge \$375.00 to deposit account 50-2652 as specified below.

#### **Authorization to Charge to Deposit Account**

The Commissioner is hereby authorized to charge the above-listed fees, as well as any underpayment, and credit any overpayment, to deposit account no. **50-2652**. A copy of this authorization is enclosed.

#### **Mailing Address**

Please mail all correspondence to:

VMware, Inc. ATTN: Jeffrey Pearce 3145 Porter Drive Palo Alto, CA 94304

Telephone & fax: (360) 793-6687

Date: 30 September 2003

Respectfully Submitted,

Jeffrey Pearce Reg. No. 34,729

Attorney for the Applicant(s) **CUSTOMER NO.: 36378** 

frey Pearce

### REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)

First N	lamed Inventor	AGESEN, Ole	
Title	Prediction Mechanism for Subroutine Returns in Binary Translation Sub-Systems of Computers		
Atty D	ocket Number	A34	

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

30 September 2003 Date

> Jeffrey Pearce Reg. No. 34,729

Attorney for the Applicant(s)

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this non-publication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii).